IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STAHMANN et al. Examiner: Alter, A. Serial No.: 10/643,154 Group Art Unit: 3762

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Confirmation No.: 3600 Customer No.: 51294

Title: THERAPY TRIGGERED BY PREDICTION OF DISORDERED

BREATHING

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this paper is being electronically transmitted by EFS-WEB to the United States Patent and Trademark Office on June 12, 2009.

By: <u>/Clara Davis/</u> Clara Davis

COMMUNICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sirs:

The undersigned attorney thanks Examiner Alter for her telephone call regarding the rejected Terminal Disclaimer in this matter. In response to the telephone call, a corrected Terminal Disclaimer is being filed in this matter and a new submission under 3.73(b) is being filed in connection with U.S. Patent No. 7,396,333. Note that both this matter and U.S. Patent No. 7,396,333 are associated with Customer Number 51294.

Respectfully submitted,

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Date: June 12, 2009 By: /Clara Davis/

Clara Davis Reg. No. 50,495